

did obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in commerce, by extortion, as that term is defined in Title 18, United States Code, Section 1951(b)(2), in that he did knowingly attempt to and did obtain property, to wit, in excess of \$1,000,000 in U.S. currency from Company A with the consent of Company A and its officers, agents and employees, which consent was induced by the wrongful use of actual and threatened force,

violence and fear, including fear of economic harm.

In violation of Title 18, United States Code, Sections 1951
and 2.

FORFEITURE ALLEGATIONS
(18 U.S.C. §§ 981, and 28 U.S.C. § 2461(c))

1. Upon conviction of the offense charged in Count One of this Indictment, the defendant,

ORESTE ABBAMONTE, a/k/a "Ernie," "Ernie Boy,"

shall forfeit (i) all property, real and personal, that constitutes, or is derived from, proceeds traceable to the commission of the offense pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c). The items to be forfeited, include, but are not limited to the following:

a. the real property and buildings located at 17 Avenue B, Port Washington, New York 11050-2466 and more specifically described as assessor's parcel number 04-031-00-0087, lot number 87, block 31, section 4, district 282239; with a deed recorded in the Nassau County Registry of Deeds, document number 199906170579, at book 11066 and page 957.

2. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;


it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), incorporated by 28 U.S.C. § 2461(c), to seek forfeiture of any other property of said defendant up to the value of the

above forfeitable property.

All in violation of Title 18, United States Code, Sections 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

A TRUE BILL

Patricia C. [Signature]
FOREPERSON OF THE GRAND JURY


LAURA J. KAPLAN
Assistant U.S. Attorney

DISTRICT OF MASSACHUSETTS; April 11, 2012.

Returned into the District Court by the Grand Jurors
and filed.

4/18/12 3:33 ms

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency FBI
City Boston Related Case Information:
County Suffolk Superseding Ind./ Inf. _____ Case No. _____
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____

Defendant Information:

Defendant Name Oreste Abbamonte Juvenile: ☐ Yes ☒ No
Is this person an attorney and/or a member of any state/federal bar: ☐ Yes ☒ No
Alias Name Ernie, Ernie Boy
Address (City & State) Port Washington, NY
Birth date (Yr only): 1948 SSN (last4#): 7117 Sex m Race: white Nationality: US
Defense Counsel if known: _____ Address _____
Bar Number _____

U.S. Attorney Information:

AUSA Laura J. Kaplan/Timothy Moran Bar Number if applicable 652987 (Kaplan)
Interpreter: ☐ Yes ☒ No List language and/or dialect: _____
Victims: ☒ Yes ☐ No If yes, are there multiple crime victims under 18 USC§3771(d)(2) ☐ Yes ☒ No
Matter to be SEALED: ☒ Yes ☐ No
☐ Warrant Requested ☐ Regular Process ☒ In Custody

Location Status:

Arrest Date _____
☒ Already in Federal Custody as of 1/13/11 in FCI Gilmer, W. VA
☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial
☐ On Pretrial Release: Ordered by: _____ on _____
Charging Document: ☐ Complaint ☐ Information ☒ Indictment
Total # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony _____

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: April 12, 2012

Signature of AUSA: *Laura J. Kaplan*

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Oreste Abbamonte

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 USC 1951</u>	<u>Hobbs Act extortion</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____